

STATE OF WISCONSIN

Senate Journal

Seventy-Seventh Session

THURSDAY, October 7, 1965.

9:00 o'clock A.M.

The senate met.

The president in the chair.

Prayer was offered by the Reverend Joseph Washington, retired Baptist minister from Madison.

The roll was called and the following senators answered to their names:

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendzior-ski, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson and Warren—30.

Absent—Senators LaFave and Zaborski—2.

Absent with leave—Senator Miller—1.

LEAVES OF ABSENCE

Senator Zaborski was granted a leave of absence for to-day's session, upon motion of Senator Risser, with unanimous consent.

Senator LaFave was granted a leave of absence for the balance of this week's session, upon motion of Senator Knowles, with unanimous consent.

JOURNAL OF THE SENATE [Oct. 7, 1965]

INTRODUCTION OF AMENDMENTS

Amendment No. 2 S. to amendment No. 2, A. to Senate Bill 75 was offered by Senators Smith, Leonard and Busby.

Amendment No. 3, S. to Senate Bill 224 was offered by Senator Kendzioriski.

Substitute amendment No. 1, S. to Senate Joint Resolution 80 was offered by Senator Leverich.

RESOLUTIONS INTRODUCED

Senate Joint Resolution 101

A joint resolution relating to the life and public service of Foster B. Porter.

By entire membership of the senate; co-sponsored by Assemblyman Azim.

Was read.

The joint resolution was concurred in by unanimous rising vote.

Ordered immediately messaged to the assembly.

PETITIONS AND COMMUNICATIONS

Reading and referred as follows:

Senate Petition 83

A petition by 41 residents of the 24th Senatorial District in opposition to Bill 425, A, relating to the size and weight provisions of certain vehicles.

By Senator Hansen. To committee on Highways.

Senate Petition 84

A petition by 109 residents of the 15th Senatorial District favoring tax-free and yellow-colored margarine.

By Senator Carr. To committee on Agriculture.

Senate Petition 85

A petition by 175 residents of the 14th Senatorial District favoring tax-free and yellow-colored margarine.

By Senator Lorge. To committee on Agriculture.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Petition 86

A petition by Mrs. A. Van Douser and 36 others of Wausau, supporting legislation to repeal the tax on oleomargarine and to permit the sale of yellow-colored oleomargarine.

By Senator Krueger. To committee on Agriculture.

COMMITTEE REPORTS

The committee on Agriculture reports and recommends:

Assembly Bill 19

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 385

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 387

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 388

Concurrence; Ayes, 5; Noes, 0.

J. EARL LEVERICH,
Chairman.

The committee on Conservation reports and recommends:

Assembly Bill 564

Concurrence; Ayes, 5; Noes, 0

Assembly Bill 637

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 673

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 718

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 740

Concurrence; Ayes, 5; Noes, 0.

CLIFFORD W. KRUEGER,
Chairman.

MESSAGE FROM THE ASSEMBLY

By James P. Buckley, chief clerk thereof.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in

Assembly Joint Resolution 97 and

The action by which the assembly, upon motion of the Entire Membership, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Commendation to Robert D. Haase for having been appointed Commissioner of Insurance. Whereas, our highly respected colleague, the Honorable Robert D. Haase, having been appropriately and deservedly appointed Commissioner of Insurance for the great state of Wisconsin and Whereas, Robert D. Haase's outstanding service to the legislative process in the capacity of Assemblyman Caucus Chairman, Floor leader and Speaker has unmeasurably contributed to the betterment of the entire state of Wisconsin, therefore, be it Resolved that both the senate and assembly extend to Robert D. Haase our sincere appreciation for the leadership and inspiration that he so ably and unselfishly contributed and sincerely wish him a pleasant and successful career in the field of government administration, and has

Passed and asks concurrence in

Assembly Bill 185,

Assembly Bill 199,

Assembly Bill 332,

Assembly Bill 484,

Assembly Bill 589,

Assembly Bill 591,

Assembly Bill 609,

Assembly Bill 634,

Assembly Bill 635,

Assembly Bill 640,

Assembly Bill 658,

Assembly Bill 684,

Assembly Bill 694

Assembly Bill 702

Assembly Bill 840 and

Assembly Bill 841

JOURNAL OF THE SENATE [Oct. 7, 1965]

And has amended and concurred in as amended
Senate Bill 320.

ASSEMBLY MESSAGE CONSIDERED

The assembly's action under Joint Rule 26 pursuant to motion by the entire membership was concurred in, upon motion of Senator Knowles.

The senate's action was ordered immediately messaged to the assembly.

Assembly Joint Resolution 97

Was read.

The joint resolution was referred to the joint committee on Finance.

Read first time and referred:

Assembly Bill 185

To committee on Judiciary.

Assembly Bill 199

To committee on Judiciary.

Assembly Bill 332

To committee on Labor, Taxation, Insurance and Banking.

Assembly Bill 484 and

Assembly Bill 589

Were referred to the committee on Judiciary.

Assembly Bill 591

To committee on Governmental and Veterans' Affairs.

Assembly Bill 609

Read first time.

The bill was referred to the calendar, upon motion of Senator Leverich, with unanimous consent.

Read first time and referred:

Assembly Bill 634

To committee on Judiciary.

Assembly Bill 635

To committee on Public Welfare.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Assembly Bill 640

To committee on Judiciary.

Assembly Bill 658

To committee on Agriculture.

Assembly Bill 684

To committee on Judiciary.

Assembly Bill 694

To committee on Judiciary.

Assembly Bill 702

To committee on Governmental and Veterans' Affairs.

Assembly Bill 840 and

Assembly Bill 841

Were referred to the committee on Conservation.

Senate Bill 320

Was referred to the calendar.

MOTIONS

Senate Bill 6

Was recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Krueger, with unanimous consent.

Senate Bill 84

Was recalled from the joint committee on Finance and referred to the calendar of Monday, October 11th to follow Senate Bill 6, upon motion of Senator Leonard, with unanimous consent.

Senate Bill 225

Was recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Leonard, with unanimous consent.

Senate Bill 508 and

Senate Bill 523

Were recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Hollander, with unanimous consent.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 530

Was recalled from the committee on Governmental and Veterans' Affairs and made a Special Order for 8:59 o'clock Tuesday morning, October 12th, upon motion of Senator Keppler, with unanimous consent.

Senate Joint Resolution 96

Was recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Keppler, with unanimous consent.

Senate Bill 248

Senator Sussman asked unanimous consent that the bill be recalled from the committee on Labor, Taxation, Insurance and Banking and referred to the calendar.

Senator Lorge objected.

Upon motion of Senator Knowles, the senate recessed until 9:45 o'clock this morning.

RECESS

9:45 o'clock A.M.

The senate was called to order by the president pro tempore.

Assembly Bill 755

Relating to elections.

The bill which had been laid aside temporarily on Tuesday, October 5th was considered at this time, upon motion of Senator Knowles, with unanimous consent.

The senate adhered to its position on amendment No. 2, S., upon motion of Senator Knowles.

The senate adhered to its position on amendment No. 1, S., upon motion of Senator Knowles.

Ordered immediately messaged to the assembly.

SPECIAL ORDER

Senator Knowles called the attention of the senate to the Special Order which had be fixed for 9:01 o'clock this morning and to the fact that that hour had arrived.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 144

Which had been made the Special Order

Senator Risser moved that the bill be indefinitely postponed.

Senator Risser moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names:

Present—Senators Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendizior-ski, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson and Warren—29.

Absent—Senator Benson—1.

Absent or not voting—Senators LaFave, Miller and Zaborski—3.

CALENDAR OF TUESDAY, OCTOBER 5TH, CONTINUED

SECOND READING AND AMENDMENT OF SENATE BILLS

Senate Bill 352

Relating to the composition of the state building commission.

Read a second time.

The bill was made a Special Order for 9:00 o'clock Wednesday morning, October 20th, upon motion of Senator Leonard, with unanimous consent.

Senate Bill 371

Relating to fraud or deceit in connection with dangerous drugs.

Read a second time.

Amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

The bill was read a third time and passed.

Ordered immediately messaged to the assembly.

Senate Bill 373

Relating to the possession of dangerous drugs.

Read a second time.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

The bill was read a third time and passed.

Ordered immediately messaged to the assembly.

Senate Bill 399

Relating to a department of children's court services in counties having a population of 500,000 or more.

Read a second time.

Substitute amendment No. 1, S. was rejected, upon motion of Senator Leonard.

Substitute amendment No. 2, S. was adopted.

Senator McParland moved that the vote by which substitute amendment No. 2, S. was adopted be reconsidered.

The bill was laid over until Monday, October 11th, upon motion of Senator McParland, with unanimous consent.

Senate Bill 435

Relating to placards posted where gasoline or other petroleum products are sold, prohibiting fraudulent practices in their sale, and providing a penalty.

Read a second time.

Senator Lorge moved that the bill be ordered engrossed and read a third time.

The motion did not prevail.

Senator Lorge moved that the vote by which the senate refused to order the bill engrossed and read a third time be reconsidered.

The bill was laid over until Monday, October 11th, upon motion of Senator Schreiber, with unanimous consent.

Upon motion of Senator Sussman, with unanimous consent, further proceedings under the call presently in effect were dispensed with.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 144

The question was: Shall the bill be indefinitely postponed?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 17; paired, 2; absent or not voting, 2; as follows:

Ayes—Senators Busby, Christopherson, Dempsey, Dorman, Draheim, Hansen, Kendzierski, Lourigan, Risser, Schuele, Sussman and Thompson—12.

Noes—Benson, Bice, Carr, Hollander, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, McParland, Meunier, Panzer, Rasmusen, Roseleip, Smith and Warren—17.

Paired—Senator Schreiber for indefinite postponement; Senator Miller against—2.

Absent or not voting—Senators LaFave and Zaborski—2.

So the question was decided in the negative.

Senate Bill 144

Amendment No. 2, S. was offered by Senator Thompson.

Senator Krueger moved that amendment No. 2, S. be rejected.

Amendment No. 1, S. to amendment No. 2, S. was offered by Senator Hollander.

Senator Thompson moved that amendment No. 1, S. to amendment No. 2, S. be rejected.

Senator Risser rose to a point of order as the chief clerk announced two pairs, that a pair could not affect an amendment that was offered after a pair had been filed.

Senator Leonard rose to a further point of order that Senate Rule 74 dealt with "substantive and procedural" questions and was not implied to cover amendments.

The president pro tempore took the points of order under advisement.

SPECIAL ORDER

Senator Knowles called the attention of the senate to the Special Order which had been fixed for 9:04 o'clock this morning and to the fact that that hour had arrived.

The senate proceeded to consider

Senate Bill 85

Which had been made the Special Order.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 85

Relating to establishing a work release plan for prison inmates, extending the Huber law to Milwaukee county house of correction inmates and granting rule-making power.

Amendment No. 1, S. to amendment No. 1, A. was offered by Senator Schreiber

Senator McParland rose to a point of order that amendment No. 1, S. to amendment No. 1, A. was not properly before the senate.

The president pro tempore ruled the point of order not well taken.

Senator Meunier moved that amendment No. 1, S. to amendment No. 1, A. be rejected.

The motion prevailed.

Amendment No. 1, A. was concurred in.

The senate's action was ordered immediately messaged to the assembly.

RESOLUTIONS INTRODUCED

Senator Meunier secured unanimous consent to introduce the following joint resolution.

Senate Joint Resolution 102

A joint resolution authorizing the governor to sign a typewritten copy of Senate Bill 85, concerning a work release plan for prison inmates, extending the Huber Law to Milwaukee county house of correction inmates.

By Senator Meunier.

Was read.

The joint resolution was considered at this time, upon motion of Senator Meunier, with unanimous consent.

The joint resolution was adopted.

Ordered immediately messaged to the assembly.

Upon motion of Senator Hollander, with unanimous consent, the senate returned to the 7th order of business.

JOURNAL OF THE SENATE [Oct. 7, 1965]

COMMITTEE REPORTS

The committee on Committees reports and recommends:

The following appointments to the Temporary Commission on the Reorganization of the Administrative Branch of Wisconsin State Government, pursuant to Assembly Bill 409, Chapter 265, laws of 1965:

Senators Knowles, Warren and Benson.

SENATOR RAYMOND C. BICE,

Chairman.

SENATOR JERRIS LEONARD

The report of the committee on Committees was read and adopted.

The committee on Highways reports and recommends:

Senate Bill 318

Adoption of amendment No. 1, S.; Ayes, 3; Noes, 0; and passage as amended; Ayes, 3; Noes, 0.

Senate Bill 377

Adoption of amendment No. 1, S.; Ayes, 3; Noes, 0; and passage as amended; Ayes, 3; Noes, 0.

Senate Bill 378

Adoption of amendment No. 1, S.; Ayes, 3; Noes, 0 and passage as amended; Ayes, 3; Noes, 0.

Senate Bill 379

Adoption of amendment No. 1, S.; Ayes, 3; Noes, 0 and passage as amended; Ayes, 3; Noes, 0.

Senate Bill 528

Passage; Ayes, 3; Noes, 0.

Assembly Bill 35

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 36

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 47

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 48

Concurrence; Ayes, 3; Noes, 0.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Assembly Bill 49

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 50

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 51

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 52

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 56

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 57

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 337

Concurrence; Ayes, 3; Noes, 0.

Assembly Bill 746

Concurrence; Ayes, 3; Noes, 0.

CHARLES F. SMITH, JR.,
Acting Chairman.

The committee on Labor, Taxation, Insurance and Banking reports and recommends:

Senate Bill 334

Adoption of substitute amendment No. 1, S.; Ayes, 5; Noes, 0 and passage; Ayes, 3; Noes, 2.

Senate Bill 335

Passage; Ayes, 5; Noes, 0.

GERALD D. LORGE,
Chairman.

The committee on Legislative Procedure reports and recommends:

Joint Resolution No. —

Requesting the legislative council to conduct an interim study of the necessity for and feasibility of intrastate bus license fees and refunding to companies engaged in operating intrastate bus lines the state tax on gasoline used in such operation so as to alleviate their existing financial

JOURNAL OF THE SENATE [Oct. 7, 1965]

difficulties and enables them to continue this essential public service.

Introduction; Ayes, 12; Noes, 0.

Senate Bill —

Relating to permitting counties to act under the housing authorities law.

Introduction; Ayes, 12; Noes, 0.

FRANK E. PANZER,
Chairman.

RESOLUTIONS INTRODUCED

Senate Joint Resolution 103

A joint resolution requesting the legislative council to conduct an interim study of the necessity for and feasibility of intrastate bus license fees and refunding to companies engaged in operating intrastate bus lines the state tax on gasoline used in such operation so as to alleviate their existing financial difficulties and enable them to continue this essential public service.

By committee on Legislative Procedure, by request of Senator Bice.

Was read.

To joint committee on Finance.

BILLS INTRODUCED

Senate Bill 598

Relating to permitting counties to act under the housing authorities law.

By committee on Legislative Procedure, by request of the State Commission on Aging.

Read first time.

Referred to committee on Public Welfare.

COMMITTEE REPORT

The committee on Conservation reports and recommends:

Senate Bill 133

Adoption of amendment 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Assembly Bill 105

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 326

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 329

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 551

Concurrence; Ayes, 5; Noes, 0.

CLIFFORD W. KRUEGER,
Chairman.

Upon motion of Senator Knowles, with unanimous consent, the senate recessed until 2:00 o'clock this afternoon.

RECESS

2:00 o'clock P.M.

The senate was called to order by the president pro tempore.

LEAVE OF ABSENCE

Senator McParland was granted a leave of absence for the balance of today's session, upon motion of Senator Risser, with unanimous consent.

Upon motion of Senator Leonard, with unanimous consent, the senate recessed until 2:20 o'clock this afternoon.

RECESS

2:20 o'clock P.M.

The senate was called to order by the president pro tempore.

SPECIAL ORDER

Senator Risser called the attention of the senate to the Special Order which had been fixed for 9:00 o'clock this morning and to the fact that that hour had arrived.

JOURNAL OF THE SENATE [Oct. 7, 1965]

The senate proceeded to consider.

Senate Bill 92

Which has been made the Special Order.

Read a second time.

Amendment No. 1, S. to substitute amendment No. 1, S. was rejected, upon motion of Senator Schreiber.

Amendment No. 2, S. to substitute amendment No. 1, S. was rejected, upon motion of Senator Schreiber.

Amendment No. 1, S. was offered by Senators Keppler, Smith, Warren, Schreiber and Meunier.

Amendment No. 1, S. was adopted.

Substitute amendment No. 1, S. was rejected, upon motion of Senator Risser.

Upon motion of Senator Leonard, with unanimous consent, the senate recessed until 3:00 o'clock this afternoon.

RECESS

3:00 o'clock P.M.

The senate was called to order by the president pro tempore.

Senate Bill 92

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 92

Relating to testing infants for phenylketonuria and other causes of mental retardation, granting rule-making authority and making an appropriation.

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 28; noes, 1; absent or not voting, 4; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dorman, Draheim, Hansen, Hollander, Kendzierski, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmusen, Risser, Roseleip,

JOURNAL OF THE SENATE [Oct. 7, 1965]

Schreiber, Schuele, Smith, Sussman, Thompson and Warren—28.

Noes—Senator Dempsey—1.

Absent or not voting—Senator LaFave, McParland, Miller and Zaborski—4.

So the bill passed.

Senator Schreiber asked unanimous consent that the bill be ordered immediately messaged to the assembly.

Senator Knowles objected.

SPECIAL ORDER

Senator Risser called the attention of the senate to the Special Order which had been fixed for 9:00 o'clock this morning and to the fact that that hour had arrived.

The senate proceeded to consider.

Assembly Bill 422

Which has been made the Special Order.

Read a second time.

Substitute amendment No. 1, S. was offered by Senators Dempsey and Leonard.

Substitute amendment No. 1, S. was considered at this time, upon motion of Senator Leonard, with unanimous consent.

The question was: Shall substitute amendment No. 1, S. be adopted?

Senator Schreiber suggested the absence of a quorum.

The roll was called and the following senators answered to their names:

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Holalnder, Kendziorski, Kessler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmussen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson and Warren—28.

Absent—Senators Hansen and McParland—2.

Absent with leave—Senators LaFave, Miller and Zaborski—3.

So there was a quorum present.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 92

The bill was ordered immediately messaged to the assembly, upon motion of Senator Schreiber, with unanimous consent.

SPECIAL ORDER, CONTINUED

Assembly Bill 422

The question was: Shall substitute amendment No. 1, S. be adopted?

Senator Schreiber moved that substitute amendment No. 1, S. be rejected.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 15; absent or not voting, 4; as follows:

Ayes—Senators Benson, Busby, Christopherson, Dorman, Hansen, Kendzierski, Keppler, Lourigan, Risser, Schreiber, Schuele, Sussman, Thompson and Warren—14.

Noes—Senators Bice, Carr, Dempsey, Draheim, Hollander, Knowles, Krueger, Leonard, Leverich, Lorge, Meunier, Panzer, Rasmusen, Roseleip and Smith—15.

Absent or not voting—Senators LaFave, McParland, Miller and Zaborski—4.

So the motion did not prevail.

Assembly Bill 422

The question was: Shall substitute amendment No. 1, S. be adopted?

Senator Sussman suggested the absence of a quorum.

The roll was called and the following senators answered to their names:

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Hansen, Kendzierski, Keppler, Knowles, Krueger, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmusen, Risser, Schreiber, Schuele, Smith, Sussman, Thompson and Warren—25.

Absent—Senators Draheim, Hollander, Leonard and Roseleip—4.

Absent or not voting—Senators LaFave, McParland, Miller and Zaborski—4.

So there was a quorum present.

Substitute amendment No. 1, S. was adopted.

Amendment No. 1, S. to substitute amendment No. 1, S. was offered by Senator Schreiber.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Assembly Bill 422

Senator Dempsey moved that amendment No. 1, S. to substitute amendment No. 1, S. be rejected.

The ayes and noes were demanded and the vote was: ayes, 11; noes, 19; absent or not voting, 3; as follows:

Ayes—Senators Bice, Carr, Dempsey, Draheim, Hollander, Knowles, Krueger, Leonard, Leverich, Rasmussen and Roseleip—11.

Noes—Senators Benson, Busby, Christopherson, Dorman, Hansen, Kendzierski, Keppler, Lorge, Lourigan, McParland, Meunier, Panzer, Risser, Schreiber, Schuele, Smith, Sussman, Thompson and Warren—19.

Absent or not voting—Senators LaFave, Miller and Zaborski—3.

So the motion did not prevail.

Amendment No. 1, S. to substitute amendment No. 1, S. was adopted.

The bill was ordered to a third reading.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 422

Relating to testing infants for phenylketonuria and other causes of mental retardation, granting rule-making authority and making an appropriation.

Was read a third time.

The question was: Shall the bill as amended, be concurred in?

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting 3; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendzierski, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmussen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson and Warren—30.

Noes—None.

Absent or not voting—Senators LaFave, Miller and Zaborski—3.

So the bill, as amended, was concurred in.

Ordered immediately messaged to the assembly.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 221

Relating to the licensing and regulation of water softener contractors, installers and servicemen.

The bill a Special Order for 9:02 o'clock A.M. today was made a Special Order for 9:01 o'clock Tuesday morning, October 12th, upon motion of Senator Knowles, with unanimous consent.

Senate Bill 434

Relating to installers of certain water system connected appliances, equipment and fixtures in rural areas and granting rule-making authority.

The bill a Special Order for 9:03 o'clock A.M. today was made a Special Order for 9:01 o'clock Tuesday morning, October 12th, upon motion of Senator Knowles, with unanimous consent.

RULING OF CHAIR ON POINT OF ORDER RELATIVE TO SENATE BILL 144

The question was: Shall amendment No. 1, S. to amendment No. 2, S. be rejected. The clerk announced two pairs in effect. Senator Risser rose to a point of order that a pair could not affect an amendment that was offered after the pair had been filed. Senator Leorand rose to a further point of order that Senate Rule 74 dealt with "substantive and procedural" questions and was not implied to cover amendments.

The president pro tempore took the points of order under advisement.

The president pro tempore refers to the precedent established on June 24, 1957 which stated: "There can be no question but that if the existing pair form is merely signed, the pair applies to everything involving the question on which the pair is executed."

Former precedents fortify the stand that the pair is all inclusive unless the language of the pair restricts its application. It therefore behooves the member who signs a pair to except such questions as he desires to exclude from the application of the pair.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Therefore, it is the ruling of the chair that the pairs in question are valid and in effect on amendments.

FRANK E. PANZER,
President Pro Tempore.

October 7, 1965.

Senate Bill 144

The question was: Shall amendment No. 1, S. to amendment No. 2, S. be rejected?

Senator Risser moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names:

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendzior-ski, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schuele, Sussman, Thompson and Warren—28.

Absent—Senators Schreiber and Smith—2.

Absent with leave—Senators LaFave, Miller and Zabor-ski—3.

CALENDAR OF TUESDAY, OCTOBER 5th, CONTINUED SECOND READING AND AMENDMENT OF SENATE BILLS

Senate Bill 480

Relating to retirement systems for the employes of coun-ties having a population of 500,000 or more.

Read a second time.

Substitute amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous con-sent, the bill was considered for final action at this time.

The bill was read a third time and passed.

Ordered immediately messaged to the assembly.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 487

Read a second time.

Amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 487

To provide per diem for certain members of the board of trustees of the Wisconsin retirement fund.

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 28; noes, 0; absent or not voting, 5; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendzierski, Keppler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schuele, Sussman, Thompson and Warren—28.

Noes—None.

Absent or not voting—Senators LaFave, Miller, Schreiber, Smith and Zaborski—5.

So the bill passed.

Ordered immediately messaged to the assembly.

Senate Bill 488

Relating to prohibiting certain practices by municipal employes or their representatives acting individually or in concert.

Read a second time.

The bill was ordered engrossed and read a third time.

Senator Knowles asked unanimous consent that the bill be considered for final action at this time.

Senator Sussman objected.

Senate Bill 493

Relating to the time fixed for opening of bids on work or materials that require engineering, design or fabrication.

Read a second time.

Substitute amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

The bill was read a third time and passed.

Ordered immediately messaged to the assembly.

LEAVE OF ABSENCE

Senator Smith was granted a leave of absence for the balance of today's session, upon motion of Senator Knowles, with unanimous consent.

Senate Bill 506

Read a second time.

Amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 506

Relating to registration of vehicles.

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 26; noes, 3; absent or not voting, 4; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dempsey, Dorman, Draheim, Hansen, Hollander, Kepler, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmusen, Roseleip, Schreiber, Schuele, Sussman, Thompson and Warren—26.

Noes—Senators Kendziorski, McParland and Risser—3.

Absent or not voting—Senators LaFave, Miller, Smith and Zaborski—4.

So the bill passed.

Ordered immediately messaged to the assembly.

Upon motion of Senator Knowles, with unanimous consent, further proceedings under the call presently in effect were dispensed with.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 144

The question was: Shall amendment No. 1, S. to amendment No. 2, S. be rejected?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 14; paired, 4; absent or not voting, 2; as follows:

Ayes—Senators Benson, Christopherson, Dempsey, Dorman, Draheim, Hansen, Kendziorski, Lourigan, McParland, Risser, Schuele, Sussman and Thompson—13.

Noes—Senators Bice, Busby, Carr, Hollander, Keppler, Krueger, Leonard, Leverich, Lorge, Meunier, Panzer, Rasmussen, Roseleip and Warren—14.

Absent or not voting—Senators LaFave and Smith—2.

Paired—Senator Zaborski for rejection, Senator Knowles against; Senator Schreiber for, Senator Miller against—4.

So the question was decided in the negative.

Senate Bill 144

The question was: Shall amendment No. 1, S. to amendment No. 2, S. be adopted?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 11; paired, 4; absent or not voting, 2; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Hollander, Keppler, Krueger, Leonard, Leverich, Lorge, McParland, Meunier, Panzer, Rasmussen, Roseleip and Warner—16.

Noes—Senators Christopherson, Dempsey, Dorman, Draheim, Hansen, Kendziorski, Lourigan, Risser, Schuele, Sussman and Thompson—11.

Absent or not voting—Senators LaFave and Smith—2.

Paired—Senator Knowles for adoption; Senator Zaborski against; Senator Schreiber for, Senator Miller against—4.

So the question was decided in the affirmative.

Amendment No. 2, S. was rejected.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 144

Relating to the extension of leases on cottages on the north shore of Devil's Lake to coincide with the expiration date of the cottage leases on the south shore.

Was read a third time.

The question was: Shall the bill pass?

JOURNAL OF THE SENATE [Oct. 7, 1965]

The ayes and noes were required and the vote was: ayes, 15; noes, 12; paired, 4; absent or not voting, 2; as follows:

Ayes—Senators Benson, Bice, Carr, Hollander, Keppler, Krueger, Leonard, Leverich, Lorge, McParland, Meunier, Panzer, Rasmusen, Roseleip and Warren—15.

Noes—Senators Busby, Christopherson, Dempsey, Dorman, Draheim, H a n s e n, Kendziorski, Lourigan, Risser, Schuele, Sussman and Thompson—12.

Absent or not voting—Senators LaFave and Smith—2.

Paired—Senator Knowles for the bill, Senator Zaborski against; Senator Miller for, Senator Schreiber against—4.

So the bill passed.

Ordered immediately messaged to the assembly.

Upon motion of Senator Knowles, with unanimous consent, the senate returned to the 3rd order of business

INTRODUCTION OF AMENDMENTS

Amendment No. 1, S. to Senate Bill 568 was offered by Senator Hollander.

Amendment No. 1, S. to Assembly Joint Resolution 110 was offered by Senator Knowles.

Upon motion of Senator Rasmusen, with unanimous consent, the senate returned to the 11th order of business.

MOTIONS

Senate Bill 84

Senator Kendziorski asked unanimous consent that the bill be taken from the calendar of Monday, October 11th and referred to the committee on Highways.

Senator Leonard objected.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Senate Bill 187

Was recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Draheim, with unanimous consent.

Senate Bill 270

Was recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Rasmusen, with unanimous consent.

Assembly Bill 390

Was recalled from the joint Survey committee on Tax Exemptions and referred to the calendar, upon motion of Senator Krueger, with unanimous consent.

Upon motion of Senator Bice, with unanimous consent, the senate returned to the 7th order of business.

COMMITTEE REPORT

The committee on Committees reports and recommends:

The following appointments to the Governor's Council on Traffic Law Enforcement, pursuant to Section 15.87 (1) as created by Chapter 232, Laws of 1965 (Assembly Bill 832):
Senators Bice and Kendziorski.

SENATOR RAYMOND C. BICE,
Chairman.

SENATOR JERRIS LEONARD

The report of the committee on Committees was read and adopted.

GUESTS INTRODUCED

Senator Warren welcomed to the senate The Honorable James W. Byers, County Judge, Branch II, Brown County.

Senator Panzer introduced to the senate the following persons:

Mrs. Edward Hartfel, Menomonee Falls, and son Ricky (one of the first children in the U. S. to be successfully treated for PKU). Mrs. Hartfel is president of Waukesha Co. Ass'n. for Retarded Children.

JOURNAL OF THE SENATE [Oct. 7, 1965]

Mrs. Ted Davis, Menomonee Falls, President-elect of Wisconsin Jaycettes.

Mrs. Orloff Styve, Menomonee Falls.

Upon motion of Senator Knowles, the senate adjourned until 9:00 o'clock Friday morning, October 8th, 1965.

THE CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 92 and

Senate Bill 371

Correctly engrossed on Thursday, October 7, 1965.

CHIEF CLERK'S CORRECTION

On Senate Bill 84, an amendment offered by the committee on Conservation was labeled substitute amendment when it was actually an amendment to the bill. The record is to be corrected on this as far as possible.

WILLIAM P. NUGENT,
Senate Chief Clerk